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NOTICE OF ALLOWANCE AND FEE(S) DUE

41505

7590

06/04/2008

WOODCOCK WASHBURN LLP (MICROSOFT CORPORATION)
CIRA CENTRE, 12TH FLOOR
2929 ARCH STREET
PHILADELPHIA, PA 19104-2891

EXAMINER

LAZARO, DAVID R

ART UNIT

PAPER NUMBER

2155

DATE MAILED: 06/04/2008

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/674,706	09/30/2003	Charles H. Shoemaker	MSFT-2773/306494.01	4554

TITLE OF INVENTION: SYSTEMS AND METHODS FOR DETERMINING REMOTE DEVICE MEDIA CAPABILITIES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1440	\$300	\$0	\$1740	09/04/2008

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE** OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** **Mail Stop ISSUE FEE**
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INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

41505 7590 06/04/2008

WOODCOCK WASHBURN LLP (MICROSOFT CORPORATION)

CIRA CENTRE, 12TH FLOOR

2929 ARCH STREET

PHILADELPHIA, PA 19104-2891

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10/674,706

09/30/2003

Charles H. Shoemaker

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TITLE OF INVENTION: SYSTEMS AND METHODS FOR DETERMINING REMOTE DEVICE MEDIA CAPABILITIES

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nonprovisional	NO	\$1440	\$300	\$0	\$1740	09/04/2008

EXAMINER	ART UNIT	CLASS-SUBCLASS
LAZARO, DAVID R	2155	709-228000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a **Customer Number is required.**

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, 1 _____
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. 2 _____
- 3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☐ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☐ A check is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature _____

Date _____

Typed or printed name _____

Registration No. _____

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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41505	7590	06/04/2008	EXAMINER	
WOODCOCK WASHBURN LLP (MICROSOFT CORPORATION) CIRA CENTRE, 12TH FLOOR 2929 ARCH STREET PHILADELPHIA, PA 19104-2891			LAZARO, DAVID R	
			ART UNIT	PAPER NUMBER
			2155	
DATE MAILED: 06/04/2008				

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 896 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 896 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

Notice of Allowability

Application No.

10/674,706

Examiner

DAVID LAZARO

Applicant(s)

SHOEMAKER ET AL.

Art Unit

2155

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the RCE filed 03/27/08.
2. ☒ The allowed claim(s) is/are 1,3-7,11,14,15,23,25-29 and 32-37.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

/David Lazaro/
Primary Examiner, Art Unit 2155
June 2, 2008

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Kenneth Eiferman (51,647) on 06/02/08.

The application has been amended as follows:

Please amend claim 1 as follows:

1. (Currently Amended) A method for enabling a custom remote computing media experience as between a host device and a remote device, comprising the following steps:

instantiating a remote session with the host device according to a remote session protocol;

automatically transmitting at least one media capabilities token based upon a set of media functions supported by the remote device to the host device;

automatically generating said at least one media capabilities token based upon the set of media functions supported by the remote device in response to a connection between the host device and the remote device;

in response to said transmitting, receiving at the remote device a custom remote media experience user interface tailored to the remote device via a user interface

Art Unit: 2155

channel, the remote media experience user interface enabling only the media functions supported by the remote device as indicated by the transmitted at least one media capabilities token; and,

receiving at the remote device a media component from the host device via a media channel.

Please cancel claim 2.

Please amend claim 11 as follows:

11. (Currently Amended) A method for enabling a custom remote computing media experience as between a host device and a remote device, comprising the following steps:

initializing a remote desktop protocol session of the host device;

opening a virtual channel;

monitoring the virtual channel for the remote device to establish a connection until a timeout period expires;

upon the remote device connecting via the virtual channel, receiving from the remote device at least one media capabilities token automatically generated by the remote device based upon a set of media functions supported by the remote device and in response to the remote device connecting via the virtual channel;

transmitting a custom media experience user interface to the remote device via a user interface channel based upon said at least one media capabilities token, the

custom media experience user interface enabling only the media functions supported by the remote device;

if no valid media capability token is received from the remote device within the timeout period, assuming a generic set of media functions supported by the remote device and transmitting a media experience user interface to the remote device via the user interface channel, the media experience user interface enabling the generic set of media functions; and,

transmitting a media component to the remote device via a media channel.

Please amend claim 23 as follows:

23. (Currently Amended) A computer readable storage medium comprising computer executable modules having computer executable instructions for enabling a custom remote computing media experience as between a host device and a remote device, said computer executable instructions comprising:

instructions for instantiating a remote session with the host device according to a remote session protocol;

instructions for automatically transmitting at least one media capabilities token based upon a set of media functions supported by the remote device to the host device;

instructions for automatically generating said at least one media capabilities token based upon the set of media functions supported by the remote device in response to a connection between the host device and the remote device;

Art Unit: 2155

instructions for receiving at the remote device a custom remote media experience user interface via a user interface channel tailored to the remote device in response to said transmitting, the remote media experience user interface enabling only the media functions supported by the remote device as indicated by the transmitted at least one media capabilities token; and,

instructions for receiving at the remote device a media component from the host device via a media channel.

Please cancel claim 24.

Please amend claim 29 as follows:

29. (Currently Amended) A computer readable storage medium comprising computer executable instructions for enabling a custom remote computing media experience as between a host device and a remote device, comprising:

instructions for initializing a remote desktop protocol session of the host device;

instructions for opening a virtual channel;

instructions for monitoring the virtual channel for the remote device to establish a connection until a timeout period expires;

instructions for receiving from the remote device at least one media capabilities token automatically generated by the remote device based upon a set of media functions supported by the remote device upon the remote device connecting via the virtual channel;

instructions for transmitting a custom media experience user interface to the remote device via a user interface channel based upon said at least one media capabilities token, the custom media experience user interface enabling only the media functions supported by the remote device;

instructions for, if no valid media capability token is received from the remote device within the timeout period, assuming a generic set of media functions supported by the remote device and transmitting a media experience user interface to the remote device via the user interface channel, the media experience user interface enabling the generic set of media functions; and,

instructions for transmitting a media component to the remote device via a media channel.

Please amend claim 34 as follows:

34. (Currently Amended) A system for enabling a custom remote computing media experience, comprising:

a host device;

a remote device connected to said host device, wherein said remote device declares to said host device a set of media functions supported by the remote device by transmitting at least one media capabilities token automatically generated by the remote device based upon a set of media functions supported by the remote device and in response to the remote device connecting to the host device;

a user interface channel through which said host device transmits a user interface to said remote device tailored to the media capabilities of said remote device as indicated by the transmitted at least one media capabilities token, the user interface enabling only the media functions supported by the remote device; and,

a media channel through which said host device transmits bandwidth intensive media to said remote device.

2. The following is an examiner's statement of reasons for allowance: In addition to applicant's remarks filed 03/27/08, the primary reason for allowance is the inclusion of the following subject matter in each independent claims which are directed towards enabling a custom remote computing media experience:

“ automatically transmitting at least one media capabilities token based upon a set of media functions supported by the remote device to the host device;
automatically generating said at least one media capabilities token based upon the set of media functions supported by the remote device in response to a connection between the host device and the remote device;
in response to said transmitting, receiving at the remote device a custom remote media experience user interface tailored to the remote device via a user interface channel, the remote media experience user interface enabling only the media functions supported by the remote device as indicated by the transmitted

at least one media capabilities token" (as from claim 1, similar limitations in claims 11, 23, 29 and 34)

This subject matter is not found in the prior art nor is it obvious in view of the prior art.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.
4. U.S. Patent 6,965,682 by Davis et al. Discloses a data capability word which describes media capabilities of a device. However, Davis et al. lacks the claimed subject matter in relation to the functionalities and steps involved with the claimed media capabilities token.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DAVID LAZARO whose telephone number is (571)272-3986. The examiner can normally be reached on 8:30-5:00 M-F.

Art Unit: 2155

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Saleh Najjar can be reached on 571-272-4006. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/David Lazaro/
Primary Examiner, Art Unit 2155
June 2, 2008